

In the Matter of)
)
Motion To Open A Rulemaking In) Agenda Document No. 15-24-B
Response to Comments And Testimony)
On The *McCutcheon v. FEC* ANPRM)

I, Shelley E. Garr, recording secretary for the Federal Election Commission open meeting on May 21, 2015, do hereby certify that the Commission failed by a vote of 3-3 to approve Commissioner Weintraub's motion as follows:

Whereas the Commission, in carrying out its rulemaking authority, has a duty to be responsive to the tens of thousands of Americans who provided comments and testimony requesting swift action by the Commission to address a number of issues including dark money in elections;

Certification For Motion To Open A Rulemaking In Response To
Comments And Testimony On The *McCutcheon v. FEC* ANPRM
May 21, 2015

I move that the Commission open a rulemaking and accordingly that the Office of General Counsel draft specific proposals, including proposals to increase disclosure, to reflect the written comments and testimony from the public in response to the *McCutcheon* ANPRM.

I further move that the Commission direct OGC to exclude from the rulemaking any proposal affecting political activity on the internet.

Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, and Petersen dissented.

Attest:

May 22, 2015
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission